

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

FEDERAL TRADE COMMISSION,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION NO. 04-CV-11136-GAO
	)	
DIRECT MARKETING CONCEPTS, INC., et	)	
al.,	)	
	)	
Defendants.	)	
	)	
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	)	
DIRECT MARKETING CONCEPTS, INC.,	)	
ITV DIRECT, INC., and DONALD W.	)	
BARRETT,	)	
	)	
Cross-Claimant,	)	
	)	
v.	)	
	)	
HEALTHY SOLUTIONS, LLC, HEALTH	)	
SOLUTIONS, INC., ALEJANDRO	)	
GUERRERO, MICHAEL HOWELL, GREG	)	
GEREMESZ, ALLEN STERN	)	
	)	
Cross-Defendants.	)	
	)	

**MOTION OF THE DEFENDANTS DIRECT MARKETING CONCEPTS,  
ITV DIRECT, INC., DONALD W. BARRETT AND  
ROBERT MAIHOS TO CONTINUE HEARING**

The Defendants, Direct Marketing Concepts, ITV Direct, Inc., Donald W. Barrett and Robert Maihos, hereby move that the hearing on the FTC's Motion for a Modification of the June 23, 2004 Injunction, presently scheduled for September 20, 2005, be continued to a date during the week of September 26, 2005 or as soon thereafter as the matter may be heard by the court.

As grounds for their motion, the defendants state that their lead counsel in this action, Peter S. Brooks, is presently scheduled to commence a jury trial in the Suffolk Superior Court in

the matter of TGA, Inc. v. Form Centerless Grinding, Inc., et al., Civil Action No. 04-1094-B.

The trial is expected to last three or four days. Counsel is not available the week of September 12, 2005 as a result of a scheduled conference in Colorado Springs, Colorado.

For the foregoing reasons, the defendants respectfully request that the hearing on the pending motion of the FTC be continued to a date on or after September 26, 2005.

DIRECT MARKETING CONCEPTS, INC.,  
ITV DIRECT, INC., DONALD W. BARRETT,  
and ROBERT MAIHOS,

By their attorney(s),

/s/ Peter S. Brooks

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Peter S. Brooks, BBO #058980  
Christopher F. Robertson, BBO #642094  
Susan W. Gelwick, BBO #567115  
SEYFARTH SHAW LLP  
World Trade Center East  
Two Seaport Lane, Suite 300  
Boston, MA 02210-2028  
Telephone: (617) 946-4800  
Telecopier: (617) 946-4801

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